

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

DEUTSCHE BANK SECURITIES, INC.,

Plaintiff,

-against-

J.P. MORGAN CHASE, INC., BRIAN  
ZEITLIN and YALE J. BARON,

Defendants.

*Patterson, Jr.*  
Civil Action No. 04 CV 07913(RPP)

**STIPULATION OF DISCONTINUANCE  
WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED by and among the parties that the above-captioned action be dismissed in its entirety, with prejudice, with no award of counsel fees or costs by the Court to either side.

Dated: New York, New York  
December 3, 2004

JPMORGAN CHASE LEGAL DEPARTMENT

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DEUTSCHE BANK LEGAL DEPARTMENT

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*December 2004*  
SO ORDERED  
*Robert B. Patterson, Jr.*  
U.S.D.J.  
*JK*